

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
ATHENS DIVISION

BASF AGRO B.V., MERIAL LIMITED
and MERIAL SAS

Plaintiffs,

v.

CIPLA LIMITED, *et al.*

Defendants

and

VELCERA, INC. and FIDOPHARM,
INC.,

Intervenors.

Case No. 3:07-CV-00125-CDL

PROPOSED JOINT AND STIPULATED DAMAGES AND
SANCTIONS PHASE DISCOVERY SCHEDULE

Pursuant to Fed. R. Civ. P. 26 and Local Rule 26,
Plaintiffs BASF Agro B.V., Merial Limited, Merial SAS
(collectively "Merial"); Defendant Cipla Limited; and
Intervenors Velcera, Inc. and FidoPharm, Inc. (collectively
"Velcera"), report that they have met and conferred and jointly
submit this Joint and Stipulated Damages and Sanctions Phase
Discovery Schedule for the Court's consideration:

Case Event	Proposed Date
Written Discovery ¹	On or before 9/29/2011
Written Responses and Objections to Written Discovery Served	10/19/2011
Velcera/Cipla to Serve Accounting of All Sales of Veterinary Products Containing Fipronil and Methoprene Manufactured by Cipla	10/19/2011 (as ordered by the Court)
Document Production in Response to Written Discovery Exchanged	Rolling production beginning 10/19/11; Complete by 10/28/2011
Depositions of Fact Witnesses	11/7/2011 - 12/9/2011
Disclose Experts	Burden of Proof: 11/11/2011 Rebuttal: 11/21/11
Close of Fact Discovery	12/9/11 No separate date for close of third-party discovery
Expert Reports Exchanged	Burden of Proof: 12/22/2011
Rebuttal Expert Reports Exchanged	Rebuttal: 1/9/2012
Expert Depositions	1/16/2012 - 1/20/2012
Damages Hearing	As determined by the Court

Respectfully submitted this 28th day of September, 2011.

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¹ Merial stipulates that it shall not pursue a theory of damages based on Merial's lost profits.

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SO ORDERED, this the _____ day of September, 2011.

CLAY D. LAND
UNITED STATES DISTRICT JUDGE